

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

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Melinda and Mark Loe, on their own behalf and as next friends of their children R.L. and O.L.; Dawn Erickson, on her own behalf and as next friend of her child J.G.; Crown College; and University of Northwestern – St. Paul,

Case No. 23-cv-1527 (NEB/JFD)

**[PROPOSED] PRELIMINARY  
INJUNCTION ORDER**

Plaintiffs,

vs.

Tim Walz, in his official capacity as Governor of Minnesota; Willie Jett, in his official capacity as Minnesota Commissioner of Education; and Minnesota Department of Education,

Defendants.

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Based on the parties' Stipulation for Preliminary Injunction (ECF No. 18),

**IT IS HEREBY ORDERED THAT:**

1. Defendants are ENJOINED, during the course of this action and any subsequent appeals, from enforcing the Act of May 24, 2023, ch. 55, Art. 2, sec. 45, which amends the definition of "Eligible institution" in Minn. Stat. § 124D.09, subd. 3(a) (2022);
2. The current version of Minn. Stat. § 124D.09, subd. 3(a) (2022), as last amended by the Minnesota Legislature in 2019, shall remain in full force and effect and is not affected by this Order; and
3. All other existing laws governing Minnesota's Postsecondary Enrollment Options program, including the remainder of the Act of May 24, 2023, ch. 55, Art. 2, shall remain in full and force and effect and are not affected by this Order.

Dated: \_\_\_\_\_, 2023

BY THE COURT:

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Nancy E. Brasel  
United States District Judge